

JUN 21 2004

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| CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. §1.8 I hereby certify that this correspondence, totaling 8 pages including recited attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 703-872-8308 (Central number) on the below date: Date: <u>6-21-04</u> Name: <u>Shirley Courty</u> Signature: <u>Shirley Courty</u> | | |
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| BRINKS |
| HOFER |
| GILSON |
| & LIONE |

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Appln. of: Helmut Fennel, et al.
 Appln. No.: 09/936,638
 Filed: December 12, 2002
 For: METHOD FOR DETERMINING
 PARAMETERS

Examiner: Andre K. Jackson
 Art Unit: 2856

Attorney Docket No: 10543-032

MS Amendment
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached is/are:

- ☒ AMENDMENT
☐ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Small Entity | | or | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|-------|--------------------|-----------|
| | | | | | Rate | Add'l Fee | | Rate | Add'l Fee |
| Total | 11 | Minus | 20 | 0 | x \$9= | | | x \$18= | |
| Indep. | 2 | Minus | 3 | 0 | x 43= | | | x \$86= | |
| First Presentation of Multiple Dep. Claim | | | | | + \$145= | | | + \$290= | |
| Total | | | | | \$ | | Total | | \$ |

Fee payment:

- ☐ A check in the amount of \$_____ to cover the above-identified fee(s) is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Date

6/21/04

Respectfully submitted,

Michael N. Spink
 Michael N. Spink (Reg. No. 47,107)

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Serial No.: 09/936,638

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REPLY UNDER 37 C.F.R. 1.111

Commissioner for Patents
U.S. Patent and Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed April 27, 2004, please amend the above-identified application as follows:

- I. **Listing of Claims**, beginning on page 2
- II. **Remarks**, beginning on page 5.



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